

REMARKS

This application has been carefully reconsidered in view of the office action of May 12, 2003. In response to the restriction requirement, applicant elects the claims of Group I and traverses the requirement for reasons set forth below. The claims have been amended in order to eliminate the large number of multiple dependent claims and also to avoid the use of alternative language. Specifically, claim 5 has been amended to delete reference to the range 3.5 – 6.5 and this range is now presented in new claim 20. In addition, new claim 21, dependent from claim 20, is presented to claim the preferred syndiotactic polypropylene concentration of 1 – 10 wt%.

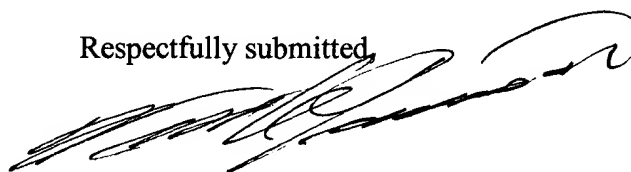
Reconsideration and allowance of this application is respectfully requested for the reasons set forth below. With respect to the restriction requirement and addressing first the restrictions between the inventions of Group I and Group II, it is respectfully submitted that the examination of these two groups of claims in a single application is specifically countenanced by the provisions of PCT Rules 13.1 and 13.2. Specifically, attention is respectfully invited to MPEP §1850, particularly subparts A and B thereof, which would appear to address the situation presented by the claims of Groups I and II, which addresses the situation where the two groups of claims fall within the same category. As addressed in subpart A, unity of invention is not defeated by the fact that a dependent claim, in this case claims 16-18, contains a further invention that is patentably distinct over the independent claim 1. In regard to the comments in the office action that the Group II invention is not a method of making or method of use of the Group I (and thus are in a different category), applicant would respectfully submit that this circumstance would not support a restriction requirement. On the contrary, this fact

would lead to the conclusion that the claims of Group I and II should be examined in a single application under PCT Rules 13.1 and 13.2.

With respect to claim 19 in Group III, as the Examiner correctly observed, the blend originally recited in claim 19 was different in scope than the blend called for in claim 1. Claim 19 has been amended to recite the concentration of multimodal syndiotactic polypropylene as within the range of 0.3 to 50 % and as containing at least 50 wt% isotactic polypropylene. Thus the difference in claim scope has been eliminated. In addition, claim 19 has been amended in order to place it in a more appropriate format as involving "a process" rather than the "use" terminology found originally in the claim.

It is respectfully requested that the claims of Groups I, II and III be examined in a single application. Submitted herewith to provide for a one-month extension fee to extend the term for response to July 12, 2003 is a check in the amount of \$110. The Commissioner is hereby authorized to charge any additional fee due for the submission of this response to the Locke Liddell & Sapp LLP deposit account no. 12-1781.

Respectfully submitted,



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